

No. 5:94-CR-143-F1

ORDER

Case 5:94-cr-00143-F Document 93 Filed 02/21/14 Page 1 of 3

Pittman's second letter [DE-92] requests clarification of his sentence. Pittman states, "I have been locked up since 1994 and I just came into the federal system back in 2011. I thought my federal time was going to run with my state time as you said it would" Letter [DE-92]. Pittman's judgment and commitment, as amended by the court's July 2, 2001 order, states the following:

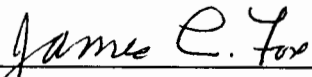
The court recommends that this sentence should run consecutive to the 14 year term of imprisonment in the N.C. Department of Correction imposed in Nash Co. Superior Court on 8/23/95 (No. 94-CRS-17045). However, upon completion of the term of imprisonment in No. 94-CRS-17045, the federal term of imprisonment shall begin to run concurrently with the state terms of imprisonment as imposed in 94-CRS-17214, 94-CRS-17215, 94-CRS-17217, 94-CRS-17218, and 94-CRS-17219, as imposed in Nash Co. Superior Ct. on 8/23/1995.

Except as heretofore amended, the J&C otherwise is RATIFIED IN FULL.

July 2, 2001 Order [DE-82]. As the above language demonstrates, Pittman's sentence runs concurrently to some of his state terms of imprisonment, but it runs *consecutively* to the 14-year term of imprisonment imposed in Nash County Superior Court on August 23, 1995 (No. 94-CRS-17045). Pittman's federal sentence is 360 months (30 years). In light of the fact that Pittman's 30-year federal sentence has been ordered to run *consecutive* to Pittman's 14-year state sentence, it is no surprise that Pittman has been "locked up" since 1994. Beyond informing Pittman of the court's sentence, it would not be appropriate for the court to calculate Pittman's projected release date or the amount of time he served in state prison that may be counted toward his federal sentence. Pittman is encouraged to discuss this matter with Bureau of Prison officials. Pittman's letter motion [DE-92] is therefore DENIED. The Clerk of Court is DIRECTED to mail a copy of this order to Pittman.

SO ORDERED.

This the 21st day of February, 2014.



JAMES C. FOX
Senior United States District Judge